

TIVERTON TOWN COUNCIL AGENDA

Tiverton Town Hall

343 Highland Road

Tiverton, Rhode Island 02878

Regular Meeting: Monday, June 24, 2013 at 7:00 p.m.

NOTE: Individuals requesting interpreter services for the hearing impaired must contact the Town Clerk's Office at 343 Highland Road or call (401) 625-6704 forty-eight (48) hours in advance of the meeting date.

DATE POSTED: 06-20-2013

1. PLEDGE OF ALLEGIANCE TO THE FLAG

2. ROLL CALL

**Edward Roderick-President Joan B. Chabot Jay J.
Lambert Denise M. deMedeiros-Vice President William P.
Gerlach Brett N. Pelletier
James J. Arruda**

1. HONORABLE STATE REPRESENTATIVE JOHN G. EDWARDS PRESENTATION

2. CHIEF ROBERT LLOYD – OATHS FOR PROBATIONARY FIREFIGHTERS

WILLIAM J. BARRETT AND BENJAMIN J. WELCH

3. APPROVAL OF CONSENT AGENDA

All items listed with a (CA) are to be considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a member of the Council, or a member of the public so requests, in which event the item will be removed from Consent Agenda (CA) consideration and considered in its normal sequence on the agenda.

A. BUSINESS BROUGHT BEFORE THE COUNCIL

CONSENT AGENDA:

(C.A.) 1. a. Approval of Minutes Regular Council Meeting June 14, 2013

b. Approval of Executive Session Minutes June 14, 2013

(C.A.) 2. Receipt of Minutes from the Following Boards, Commissions

a. Conservation Commission f. Prevention Coalition

b. Fogland Beach Oversight Committee g. Pocasset Cemetery Commission (2)

c. Open Space Commission (3) h. Historical Cemetery Commission

d. Economic Development i. Zoning Board of Review

e. Wastewater Management J. Tree Commission Annual Report

(C.A.) 3. Correspondence – Receive and File

a. Attorney General – Notice of Open Government Summit on

August 2, 2013

b. Town of Foster – Resolution Supporting The Municipal Road and Bridge Revolving Fund

c. Jamestown Town Council – Resolution Opposing S322 Sub A and H5394 Regarding

Assessing partially Completed Structures

(C.A.) 4. Approval of Tax Assessor Abatement

(C.A.) 5. Town Treasurer Denise Saurette – Distribution of May Budget and Revenue Reports

(C.A.) 6. Proclamation In Appreciation of Reverend Peter J. Andrews

(C.A.) 7. Approval of Town Council Resolution Opposing Senate Bill 322 Sub A and House Bill 5394

Regarding Assessment of Partially Completed Structures

(C.A.) 8. Correspondence From FEMA Relating to Floodplain Management Measures to Participate in the

National Flood Insurance Program (NFIP) – Referred to Building/Zoning Official, Town

Administrator and Town Solicitor

(C.A.) 9. Correspondence Sent to DEM Director Coit Regarding Town

Ordinance Regarding Drinking Water

Reservoirs and Fishing Tournament Permits

A-10- OPEN PUBLIC FORUM FOR ANNOUNCEMENTS, COMMENTS, QUESTIONS

B –PUBLIC HEARINGS & PUBLIC PRESENTATIONS

ADVERTISED PUBLIC HEARINGS

1. Jane Bitto, Evelyn's Restaurant – Public Hearing for Sound Variance For Outdoor Music Event

“Singing Out Against Hunger “ To Take Place On Friday, September 13th and Saturday,

September 14th from 11:30am to 9pm and Sunday, September 15th from 11:30am to 7pm

2. Lisa Machado, Coastal Roasters – Public Hearing for Sound Variance For Outdoor Music Event “Singing Out Against Hunger “ To Take Place On Saturday, September 14th and Sunday, September 15th from 9:00am to 1:00pm

C. TOWN COUNCIL SITTING AS BOARD OF LICENSING

NON ADVERTISED LICENSE

1. North Tiverton News, Harry Patel, 15 Main Road - Requests

Approval of Annual Fireworks License – Subject To Meeting All Legal Requirements

D - APPOINTMENTS & RESIGNATIONS:

REQUESTS FOR RE-APPOINTMENT

1. Historical Cemetery Commission – 3 Year Term Expiring 4/15/2016

David E. Bell, Jr., 30 Patsy Street

2. Planning Board – 3 Year Term Expiring 7/15/2016

Peter W. Corr, 1148 Main Road

3. Tax Assessment Board of Review – 3 Year Term Expiring 10/15/2016

Paul R. Caron, 170 Nanaquaket Road

NEW REQUESTS FOR APPOINTMENT FOR BOARDS WITH VACANCIES

4. Art Commission – One Vacancy – 2 Year Term Expiring 4/15/2015

Ruth A. Medeiros, 48 Springer Avenue

5. Street Advisory Committee - Two Vacancies – 2 Year Term Expiring 4/15/2015

Michael A. Normandin, 31 Cynthia Avenue

6. Juvenile Hearing Board – 2nd Alternate – 3 Year Term Expiring –

10/15/2016

Constance Fleckenstein, 58 Cottage Avenue

E - UNFINISHED BUSINESS:

F – FINANCIAL BUSINESS:

1. Town Administrator – Request Authorization to Transfer All Remaining Unspent and Unencumbered Balances in the DPW Operational Funds Accounts for FY 12-13 to Acct#554-794 (Paving). Also Carry Forward Funds to FY 13-14 and Release Funds to Paving

2. Town Administrator – Requests Approval for Transfer of \$21,000 From Acct#219-266 (Group Health Insurance) to Acct#219-520 (Town Bldg/Pers Property Insurance)

3. Chief Blakey – Request Authorization to Transfer \$8,313 From Acct# 333-101(Police Salary) to Acct# 333-167 (Uniform Equipment)

4. Chief Lloyd – Request Authorization to Transfer Funds to Cover Unanticipated Expenses on Records Server – \$3000 From Acct#331-610 (Heat) and \$5000 From Acct#331-668 (Medical Physicals) To Acct# 331-670 (Software Maintenance)

G - NEW BUSINESS:

1. Town Administrator – RI Emergency Management Agency Grant (RIEMA)

2. Town Administrator – Ratification of Amendment to Wastewater Management Superintendent Contract – Memorandum of Agreement Revising Life Insurance From \$50,000 to \$100,000

3. Town Administrator – Ratification of Municipal Court Clerk Contract - 1Year Contract – July 1, 2013 to June 30, 2014 – Eugene Gauthier – Noticed per Charter

H – BIDS AND REQUESTS FOR PROPOSALS

1. Town Administrator – Request to Award Bid for No. Tiverton Fire Station Roof Reshingle to Estrella's Home Improvements, 46 Fairfield Ave., Tiverton for \$18,250

I - TOWN ADMINISTRATOR ITEMS AND ANNOUNCEMENTS

J – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS

K – TOWN SOLICITOR – ITEMS AND ANNOUNCEMENTS

1. Resolution Establishing Ad Hoc Land Use Procedural Improvements Committee

2. Draft Application For Fishing Tournament Permit On Drinking Water Supply Reservoir (Stafford Pond)

L- TOWN CLERK ITEMS AND ANNOUNCEMENTS

5. CLOSED EXECUTIVE SESSION

1. Special Counsel Matthew T. Oliverio – Litigation -42-46-5(a)(2) - O'Dell, et al. v. David Robert, et al. CA No. 10-0517

2. Town Solicitor–Litigation– 42-46-5(a)(2)–Sakonnet River Bridge Tolls

3. Town Administrator - Prospective Business or Industry-42-46-5(a)(6) – Industrial Park

A portion of this meeting may be held in executive session pursuant to the Open Meeting Law, Section 42-46-5(a) of the General Laws of Rhode Island, 1956 (1986 Reenactment), as amended

6. ADJOURNMENT Pursuant to RIGL §42-46-6(b). Notice – “Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee

or to another body or official.”